

**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number
(Optional)
CytRx/012

First named inventor: Linda Greensmith

International (PCT) Application No: PCT/HU2004/00098 U.S. Application No.: Not Yet Assigned
(if known)

Filed: October 25, 2004

Title: USE OF A HYDROXIMIC ACID HALIDE DERIVATIVE IN THE TREATMENT OF
NEURODEGENERATIVE DISEASESAttention: PCT Legal Staff
Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.495(b) or (c) as applicable. The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.495(h).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Proper Reply;
- (3) Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity – fee \$ 750.00 (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

Please charge my Deposit Account No. 06-1075 in the amount of \$750.00 to cover the above fees. A duplicate copy of this sheet is enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-1075. A duplicate copy of this sheet is enclosed.

☐ Other than small entity – fee \$ _____ (37 CFR 1.17(m))

2. Proper Reply

A. The proper reply (the missing 35 U.S.C. 371(c) requirement(s)) in the form of a National Stage Filing under 35 U.S.C. § 371 (identify type of reply):

- ☐ has been filed previously on _____
- ☒ is enclosed herewith.

06/14/2006 LLANDGRA 00000030 061075 10582124

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750.00 DA
350.00 DA
400.00 DA

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to be provided by the USPTO to process) an application. Confidentiality if governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 2231301450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

3226911.1

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee


☒

Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.

☐

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

June 7, 2006

Date

Erika Takeuchi

Typed or printed name

55,661

Registration Number, if applicable

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Enclosures:

☒

Response

☒

Fee Payment

☐

Terminal Disclaimer

☐

Other (please identify):